

In the 'Transmittal Letter' section (page 17 of main RFP doc), they have mentioned the following requirement without providing an Attachment 8.2: *The Letter must state unequivocal understanding of the general information presented in all Sections and agree with all requirements/conditions listed in the RFP. Any and all exceptions to mandatory requirements of the RFP must be defined in Attachment 8.2 VENDOR Exceptions.*

The above reference to Attachment 8.2 should reference Attachment 8. The Attachment is listed/attached below.

ATTACHMENT 8 – VENDOR EXCEPTIONS

VENDOR Exceptions

VENDOR Organization: _____

Date: _____

Authorized Signature: _____

Print Name: _____

Title: _____

Exceptions
Scope of Exception
Ramifications for the STATE
Benefits and Disadvantages to be incurred by the STATE

Under the 'Contract Award Process' section (page 77 of main RFP doc), they have mentioned the following, but we are unable to find the section 3.13: The RFP files will be made available for public inspection upon written request to the RFP Coordinator after final Contract award. Requestors may not be provided any information marked as "Confidential" submitted by the VENDORS as defined by Section 3.13.

The section identified above Section 3.13 is listed below.

SECTION 3.13 – DISCLOSURE OF PROPOSAL CONTENTS

Proposals and supporting documents are kept confidential until the evaluation process is complete, and a contract has been awarded. Vendors should be aware that any information in a Proposal may be subject to disclosure and/or reproduction under Alabama law. Designation as proprietary or confidential may not protect any materials included within the Proposal from disclosure if required by law. Vendors should mark or otherwise designate any material that it feels is proprietary or otherwise confidential by labeling the page as "CONFIDENTIAL" on the bottom of the page. Vendors shall redact this information in the redacted copy provided ADMH. Vendors shall also state any legal authority as to why that material should not be subject to public disclosure under Alabama Open Records laws and is marked as Proprietary Information. By way of illustration but not limitation, "Proprietary Information" may include trade secrets, inventions, mask works, ideas, processes, formulas, source and object codes, data, programs, other works of authorship, know-how, improvements, discoveries, developments, designs, and techniques.

Information contained in the Cost Proposal section must not be marked confidential. It is the sole responsibility of the Vendor to indicate information that is to remain confidential. ADMH assumes no liability for the disclosure of information not identified by the Vendor as confidential. If the Vendor identifies its entire Proposal as confidential, ADMH may deem the Proposal as non-responsive and may reject it.

Vendor agrees to intervene in and defend any lawsuit brought against ADMH for its refusal to provide Vendor's alleged confidential and/or proprietary information to a requesting party. ADMH shall provide Vendor written notice of any such lawsuit within ten (10) days of receipt of service by ADMH. Vendor shall intervene within thirty (30) days of notice or will be deemed to have waived any and all claim that information contained in the Proposal is confidential and/or proprietary and any and all claims against ADMH for disclosure of Vendors alleged confidential and/or proprietary information.